

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

BILL MONTES,

Plaintiff,

v.

**THE LINCOLN NATIONAL LIFE
INSURANCE COMPANY,**

Defendant.

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Civ. Action No. 4:15-CV-383-O

Electronically Filed

STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, the Plaintiff, Bill Montes, and the Defendant, The Lincoln National Life Insurance Company, hereby stipulate that this action is hereby dismissed with prejudice to the refiling of the same.

Each party shall bear their own attorneys' fees and costs.

Dated: December 29, 2015.

Respectfully submitted,

/s/ John M. Scannapieco

John M. Scannapieco

Tenn. Reg. No. 14473

BAKER DONELSON BEARMAN

CALDWELL & BERKOWITZ, PC

211 Commerce Street, Suite 800

Nashville, Tennessee 37201

(615) 726-5648

jscannapieco@bakerdonelson.com

*Attorneys for the Defendant, The Lincoln National Life
Insurance Company*

/s/ J. Anthony Vessel (w/ permission JS)

Marc S. Whitehead

State Bar No. 00785238

J. Anthony Vessel

Texas State Bar No. 24084019

Marc Whitehead & Assoc., Attorneys at Law, LLP

5300 Memorial Drive, Suite 725

Houston, Texas 77007

Telephone: (713) 228-8888

marc@marcwhitehead.com

anthony@marcwhitehead.com

Attorneys for the Plaintiff, Bill Montes

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served electronically by operation of the Court's electronic filing system or via U.S. first class mail, postage pre-paid, to Marc Whitehead, Esq. and J. Anthony Vessel, Esq., Marc Whitehead & Assoc., Attorneys at Law, LLP, 5300 Memorial Drive, Suite 725, Houston, Texas 77007 on December 29, 2015.

/s/ John M. Scannapieco

John M. Scannapieco